

**BEFORE THE NATIONAL GREEN TRIBUNAL
EASTERN ZONE BENCH, KOLKATA
(THROUGH PHYSICAL HEARING WITH HYBRID MODE)**

Miscellaneous Application No.21/2023/EZ

In

Original Application No.115/2021/EZ

Tribunal on its own motion

Re: Illegal filling of Bijuli Bandh (Water Body),
Sundargarh, Odisha

Applicant(s)

Versus

Union of India & Ors.

Respondent(s)

Date of hearing: 22.09.2023

**CORAM: HON'BLE MR. JUSTICE B. AMIT STHALEKAR, JUDICIAL MEMBER
HON'BLE DR. ARUN KUMAR VERMA, EXPERT MEMBER**

For Applicant(s) : *Suo Motu*

For Respondent(s) : Mr. Ashok Prasad, Advocate for R-1 (in Virtual Mode),
Ms. Papiya Banerjee Bihani, Advocate for R-3,
Mr. Pratap Sahani, Advocate for R-7 (in Virtual Mode)

ORDER

1. Ms. Samapika Mishra, learned Counsel for Respondent No.4, Collector and District Magistrate, Sundargarh, Odisha is not present today. Affidavit of compliance has not been filed as directed by this Tribunal in its order dated 21.08.2023.
2. We therefore request Mr. Tarun Patnaik, the other Counsel for the State Respondents who is present (in Virtual Mode) in another matter to take steps in this case.
3. We grant the Respondent No.4, Collector and District Magistrate, Sundargarh to file affidavit positively by 10.10.2023 failing which he shall be present in the Court in person on that date with his personal affidavit explaining non-compliance of the order of the Tribunal and why action U/S 26 of the National Green Tribunal Act 2010 be not initiated against him.

4. **List on 10.10.2023.**

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B. Amit Sthalekar, JM

September 22, 2023,
Miscellaneous Application No.21/2023/EZ
In
Original Application No.115/2021/EZ
SKB

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Dr. Arun Kumar Verma, EM